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PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031  
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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|   |  |                        |                   |
|---|--|------------------------|-------------------|
| <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) |  | Application Number     | 09/902,615        |
|   |  | Filing Date            | July 10, 2001     |
|   |  | First Named Inventor   | Ashkenazi, et al. |
|   |  | Group/Art Unit         | 1647              |
|   |  | Examiner Name          | Spector, Lorraine |
| Total Number of Pages in This Submission  |  | Attorney Docket Number | 39780-1618P2C28   |

## ENCLOSURES (check all that apply)

|  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> <b>FEE TRANSMITTAL FORM</b><br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Version With Markings Showing Changes<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53<br><input type="checkbox"/> Copy of Notice | <input type="checkbox"/> Copy of an Assignment<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input checked="" type="checkbox"/> <b>APPEAL COMMUNICATION TO GROUP (APPEAL NOTICE, BRIEF, REPLY BRIEF)</b><br><input type="checkbox"/> Proprietary Information<br><input checked="" type="checkbox"/> <b>REQUEST FOR ORAL HEARING (IN DUPLICATE)</b><br><input checked="" type="checkbox"/> <b>ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW):</b><br><input checked="" type="checkbox"/> <b>STAMPED RETURN POSTCARD</b> |
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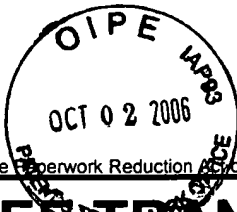
## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

|                         |  |                  |   |                           |
|-------------------------|--|------------------|---|---------------------------|
| Firm or Individual name | HELLER EHRMAN LLP                                  |                  | GINGER R. DREGER, ESQ., REG. NO. 33,055 |                           |
|                         | 275 Middlefield Road, Menlo Park, California 94025 |                  | Telephone: (650) 324-7000               | Facsimile: (650) 324-0638 |
| Signature               |  |                  |   |                           |
| Date                    | OCTOBER 2, 2006                                    | Customer Number: | 35489                                   |                           |

## CERTIFICATE OF EXPRESS MAILING

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| I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: <b>MAIL STOP APPEAL BRIEF - PATENTS</b> , Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: <b>OCTOBER 2, 2006</b> |           |      |                 |
| Express Mail Label <b>EV 766 019 770 US</b>   |           |      |                 |
| Typed or printed name   | C. ROGERS |      |                 |
| Signature   |           | Date | OCTOBER 2, 2006 |

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# FEE TRANSMITTAL for FY 2006

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 1,000.00

## Complete if Known

Application Number 09/902,615  
Filing Date July 10, 2001  
First Named Inventor ASHKENAZI, et al.  
Examiner Name SPECTOR, LORRAINE  
Art Unit 1647  
Attorney Docket No. 39780-1618P2C28

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 08-1641  
Deposit Account Name HELLER EHRMAN LLP (39780-1618P2C28)

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description        | Fee Paid |
|-------------------------------|-------------------------------|------------------------|----------|
| 1001 300                      | 2001 150                      | Utility filing fee     |          |
| 1002 200                      | 2002 100                      | Design filing fee      |          |
| 1003 200                      | 2003 100                      | Plant filing fee       |          |
| 1004 300                      | 2004 150                      | Reissue filing fee     |          |
| 1005 200                      | 2005 100                      | Provisional filing fee |          |
| SUBTOTAL (1) (\$ )            |                               |                        |          |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Total Claims       | -20** =      | X              |          |
| Independent Claims | -3** =       | X              |          |
| Multiple Dependent |              |                |          |

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description  |
|-------------------------------|-------------------------------|--|
| 1202 50                       | 2202 25                       | Claims in excess of 20                                     |
| 1201 200                      | 2201 100                      | Independent claims in excess of 3                          |
| 1203 360                      | 2203 180                      | Multiple dependent claim, if not paid                      |
| 1204 200                      | 2204 100                      | ** Reissue independent claims over original patent         |
| 1205 50                       | 2205 25                       | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ )

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description  | Fee Paid |
|-------------------------------|-------------------------------|--|----------|
| 1051 130                      | 2051 65                       | Surcharge - late filing fee or oath  |          |
| 1052 50                       | 2052 25                       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130                      | 1053 130                      | Non-English specification  |          |
| 1812 2,520                    | 1812 2,520                    | For filing a request for ex parte reexamination                            |          |
| 1804 920*                     | 1804 920*                     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*                   | 1805 1,840*                   | Requesting publication of SIR after Examiner action                        |          |
| 1251 120                      | 2251 60                       | Extension for reply within first month                                     |          |
| 1252 450                      | 2252 225                      | Extension for reply within second month                                    |          |
| 1253 1,020                    | 2253 510                      | Extension for reply within third month                                     |          |
| 1254 1,590                    | 2254 795                      | Extension for reply within fourth month                                    |          |
| 1255 2,160                    | 2255 1,080                    | Extension for reply within fifth month                                     |          |
| 1401 500                      | 2401 250                      | Notice of Appeal   |          |
| 1402 500                      | 2402 250                      | Filing a brief in support of an appeal                                     |          |
| 1403 1,000                    | 2403 500                      | Request for oral hearing   | 1,000.00 |
| 1451 1,510                    | 1451 1,510                    | Petition to institute a public use proceeding                              |          |
| 1452 500                      | 2452 250                      | Petition to revive - unavoidable   |          |
| 1453 1,500                    | 2453 750                      | Petition to revive - unintentional   |          |
| 1501 1,400                    | 2501 700                      | Utility issue fee (or reissue)   |          |
| 1502 800                      | 2502 400                      | Design issue fee   |          |
| 1503 1,100                    | 2503 550                      | Plant issue fee  |          |
| 1460 130                      | 1460 130                      | Petitions to the Commissioner  |          |
| 1807 50                       | 1807 50                       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806 180                      | 1806 180                      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40                       | 8021 40                       | Recording each patent assignment per property (times number of properties) |          |
| 1809 790                      | 2809 395                      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 790                      | 2810 395                      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 790                      | 2801 395                      | Request for Continued Examination (RCE)                                    |          |
| 1802 900                      | 1802 900                      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 1,000.00

## SUBMITTED BY

Name (Print/Type) GINGER R. DREGER, ESQ. Registration No. 33,055 Telephone (650) 324-7000  
Signature Date OCTOBER 2, 2006

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.  
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